

**SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT**

314014

DATE OF REPORT (DAY-MO.-YEAR)

19 January 2007

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☐ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☒ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME HIGHTOWER, Renell				RANK P.O.	STAR NO. 9989	SOCIAL SEC. NO.	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 121
ADDRESS OF INCIDENT 19 [REDACTED] S. 6th Ave., Maywood, Illinois				DATE OF INCIDENT -TIME 05 July 2006/1700 H		BEAT OF INCIDENT 3100		LOCATION CODE* 19
ACCUSED	NAME 1. GREENWOOD, David			RANK P.O.	STAR NO. 15128	SOCIAL SEC. NO.	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 015
	2. BAUMAN, Chad			P.O.	15110		[REDACTED]	015
	SEX/RACE 1. M/2	D.O.B. [REDACTED] 74	DATE OF APPOINTMENT 13 September 99		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE† 01
	2. M/2	[REDACTED] 71	13 September 99		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	01
	IF APPLICABLE - DATE ARRESTED/INDICTED			CHARGES		COURT BRANCH	DISPOSITION & DATE	
	1.							
2.								
COMPLAINANTS	NAME [REDACTED]			ADDRESS** [REDACTED]		CITY STATE	TELEPHONE	SEX/RACE F/1
	[REDACTED]			[REDACTED]				D.O.B./AGE [REDACTED] 74
VICTIMS	NAME			ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE
	[REDACTED]			[REDACTED]				D.O.B./AGE [REDACTED]
WITNESSES	NAME [REDACTED]			ADDRESS** [REDACTED]		CITY STATE	TELEPHONE	SEX/RACE M/1
	[REDACTED]			[REDACTED]				D.O.B./AGE [REDACTED] 70
Lt. Allison SCHLOSS #239			Unit 024		Pax #3240	F/2	[REDACTED] 67	01

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS The complainant, [REDACTED] alleges that on 05 July 2006 at 1700 hours, at 19 [REDACTED] S. 6th Ave., Maywood, Illinois, while executing a Search Warrant several casually dressed Officers failed to inventory or return \$2,100.00 U.S.C. and a digital camera belonging to the complainant.

I.A.D. LOCATION CODES*

01 Food Sales/Restaurant	11 Public Transportation Veh./Facility
02 Tavern/Liquor Store	12 Park District Property
03 Other Business Establishment	13 Airport
04 Police Building	14 Public Property Other
05 Lockup Facility	15 Other Private Premise
06 Police Maintenance Facility	16 Expressway/Interstate System
07 CPD Automotive Pound Facility	17 Public Way - Other
08 Other Police Property	18 Waterway, Incl. Park District
09 Police Communications System	19 Private Residence
10 Court Room	

I.A.D. PHYSICAL CONDITION CODES†

01 No Visible Injury - Apparently Normal
02 No Visible Injury - Under Influence
03 Injured, Not Hospitalized
04 Injured, Not Hospitalized - Under Influence
05 Injured, Hospitalized
06 Injured, Hospitalized - Under Influence
07 Injured, Refused Medical Aid
08 Injured, Refused Medical Aid - Under Influence
09 Deceased
10 Deceased - Under Influence

* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

SUMMARY

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

Investigation:

See pages three (3) through six (6) of Summary Report Digest.

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	0	0	0	31

FINDINGS--RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

Findings:

Accused #1: Police Officer David GREENWOOD #15128, Unit 214

Allegation: Not-Sustained

Recommendation: No disciplinary action; case to be filed

Accused #2: Police Officer Chad BAUMAN #15110, Unit 214

Allegation: Not-Sustained

Recommendation: No disciplinary action; case to be filed

Accused #3: Police Officer Aaron CUNNINGHAM #15522, Unit 214

Allegation: Not-Sustained

Recommendation: No disciplinary action; case to be filed

Accused #4: Police Officer Richard ALVAREZ #6265, Unit 214

Allegation: Not-Sustained

Recommendation: No disciplinary action; case to be filed

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	10 July 06	DATE COMPLETED (DATE OF THIS REPORT)	19 January 2007	ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)	193 days
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Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

IF NECESSARY, USE AN 8½ x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

Additional Accused:

3. Police Officer Aaron CUNNINGHAM #15522, Unit 214
M/2 DOB: [REDACTED] 67 Physical Condition Code: 01
4. Police Officer Richard ALVEREZ #6265, Unit 214
M/2 DOB: [REDACTED] 66 Physical Condition Code: 01

Additional Witnesses:

3. Sergeant John LUCID #2361, Unit 214
M/2 DOB: [REDACTED] 65 Physical Condition Code: 01
4. Police Officer Gregory BARNES #18855, Unit 214
M/2 DOB: [REDACTED] 68 Physical Condition Code: 01
5. Police Officer Jacinta O'DRISCOLL #6247, Unit 214
F/2 DOB: [REDACTED] 61 Physical Condition Code: 01
6. Police Officer Nenad MARKOVICH #19638, Unit 214
M/2 DOB: [REDACTED] 63 Physical Condition Code: 01
7. Police Officer Joshua PURKISS #4801, Unit 214
M/1 DOB: [REDACTED] 77 Physical Condition Code: 01
8. Police Officer Derrick DENTON #19152, Unit 214
M/1 DOB: [REDACTED] 66 Physical Condition Code: 01

Investigation:

The complainant, [REDACTED] alleges that on 05 July 2006 at 1700 hours, at 19 [REDACTED] S. 6th Ave., Maywood, Illinois, while executing a Search Warrant several casually dressed Officers failed to inventory or return \$2,100.00 U.S.C. and a digital camera belonging to the complainant. On 10 Aug 06 the undersigned interviewed the complainant, [REDACTED]. In summary, [REDACTED] related that on 05 July 2006 she arrived home to 19 [REDACTED] S. 6th Ave., in Maywood Illinois, to find that the police had arrested [REDACTED] entered her residence and an unknown Officer passed her a plain white envelope containing a little over \$50.00 U.S.C. [REDACTED] opened the envelope in the presence of the Officer and inquired the whereabouts of the rest of the money. [REDACTED] informed the Officer that there was some money upstairs in her bedroom but she didn't tell him how much. [REDACTED] explained to the undersigned that there was \$2,100.00 U.S.C. in an envelope in a sock drawer in her bedroom. However, [REDACTED] could not offer any proof to support that she had \$2100.00 U.S.C. on the premises. Following a brief conversation between the complainant and the Officers the Officers completed their search then left the premises. [REDACTED] relocated to the upstairs bedroom and found that it had been "destroyed" by the police. [REDACTED] reasoned that she would find the missing money under the "stuff" upstairs. (Attachments 1-3)

The complainant, [REDACTED] related that after the police left the premises she attempt to locate the missing \$2100.00 U.S.C. with negative results. While [REDACTED] was searching the area she received a telephone call from [REDACTED] who inquired about the missing money. [REDACTED] informed her husband that she could not find the missing \$2100.00 U.S.C. However, [REDACTED] admitted that the following day she located the digital camera she thought that the police had taken. The undersigned attempted to contact [REDACTED] to verify that there was \$2100.00 U.S.C. on the premises with negative results. (Attachments 1-3 & 8)

Finally, the complainant, [REDACTED] explained that she resides at 19 [REDACTED] S. 6th Ave., with [REDACTED] explained that whenever [REDACTED] leave the house they lock their bedroom door. [REDACTED] related that money has never been stolen from her home in the past. However, [REDACTED] believes that the Officers who searched her home stole \$2100.00 U.S.C. (Attachments 1-3)

The undersigned viewed a copy of Search Warrant [REDACTED]. The undersigned requested and received Witness Reports from the Department Members not assigned to the Entry Team. The undersigned requested and received a Witness Report from Lt. Allison SCHLOSS #239, Unit 015. Lt. SCHLOSS submitted a report stating that on 05 July 2006 she reported to 19 [REDACTED] S. 6th Ave., as required by Department Directives. Lt. SCHLOSS related that she does not recall whether a Department Member recovered \$2100.00 U.S.C. from the premises. (Attachments 4 & 9-10)

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The undersigned requested and received a Witness Report from Sgt. John LUCID #2361, Unit 1214. Sgt. LUCID submitted a report stating that he supervised a thorough search of the residence located at 19[REDACTED] S. 6th Ave., in Maywood, Illinois. Sgt. LUCID related that he did not actively search the residence nor did he recover any items. Sgt. LUCID did not witness anyone recover \$2100.00 U.S.C. nor was there any money inventoried. The undersigned obtained the [REDACTED] [REDACTED] to verify that U.S.C. was not recovered and inventoried during the execution of Search Warrant [REDACTED] (Attachments 6 & 11-12)

The undersigned requested and received a Witness Report from Officer Gregory BARNES #18855, Unit 214. Officer BARNES submitted a report stating that on 05 July 2006 he did not enter the residence at 19[REDACTED] S. 6th Ave. nor did he recover \$2100.00 U.S.C. (Attachments 11 & 13)

The undersigned requested and received a Witness Report from Officer Jacinta O'DRISCOLL #6247, Unit 214. Officer O'DRISCOLL submitted a report stating that on 05 July 2006 she never entered the residence at 19[REDACTED] S. 6th Ave. (Attachments 11 & 14)

The undersigned requested and received a Witness Report from Officer Nenad MARKOVICH #19638, Unit 214. Officer MARKOVICH submitted a report stating that he did not participate in the search of the premises at 19[REDACTED] S. 6th Ave., and that he does not recall any Officer recovering any U.S.C. from that location. (Attachments 11, 15-16)

The undersigned requested and received a Witness Report from Officer Joshua PURKISS #4801, Unit 214. Officer PURKISS submitted a report stating that he participated in the search of the premises but does not recall recovering any items from the location. Officer PURKISS does not recall any Officer recovering any U.S.C. from the location. (Attachments 11, 15 & 17)

Finally, the undersigned requested and received a Witness Report from Officer Derrick DENTON #19152, Unit 214. Officer DENTON submitted a report stating that he never entered the residence at 19[REDACTED] S. 6th Ave., and that he was assigned to Parameter Security. Officer DENTON did not witness anything being recovered. (Attachments 11, 15 & 18)

The Entry Team Members (Officers David GREENWOOD #15128, Chad BAUMAN #15110, Aaron CUNNINGHAM #15522, and Richard ALVAREZ #6265) were served with Administrative Proceeding Rights/ Notification of Charges/ Allegations and Waiver of Counsel/ Request to Secure Counsel. Officer David GREENWOOD #15128, Unit 214, submitted a report stating that he did not recover, inventory, or return any amount of U.S.C. Additionally, Officer GREENWOOD did not witness any other Officer recover any amount of money. (Attachments 19-22)

Officer Chad BAUMAN #15110, Unit 214 submitted a report stating that he recovered three (3) weapons. Officer BAUMAN related that he did not recover nor did he observe any other Officer recover any U.S.C. (Attachments 19 & 23-25)

Officer Aaron CUNNINGHAM #15522, Unit 214 submitted a report stating that he did not fail to inventory or return \$2100.00 U.S.C. Officer CUNNINGHAM stated that he assisted in recovering firearms including an assault weapon and semi-automatic pistol. Officer CUNNINGHAM stated that all contraband recovered during the execution of the search warrant was inventoried according to department orders. (Attachments 19 & 26-28)

Finally, Officer Richard ALVAREZ #6265, Unit 214 submitted a report stating that at no time did he recover any U.S.C. and at no time did he observe any Officer recover any amount of U.S.C. belonging to the complainant. (Attachments 19 & 29-31)

Based on the investigation the undersigned determined that there is insufficient evidence to prove or disprove the allegation made by the complainant that while executing a search warrant on 05 July 2006 at 19███ S. 6th Ave., in Maywood, Illinois, Officers failed to inventory or return \$2100.00 U.S.C. The complainant could not provide the names of independent witnesses to support the allegation. The undersigned is therefore submitting a finding of Not-Sustained.

Evidence

Attachments:

1. Complaint Against Department Member
- 1A. Complaint Register Investigation Conflict Certification
2. Sworn Affidavit signed by the complainant. [REDACTED]
3. Interview of the complainant. [REDACTED] (3 pages)
4. Search Warrant [REDACTED] (2 pages)
5. General Offense Case Report, [REDACTED]
6. Arrest Report of [REDACTED] (5 pages)
7. Court Inquiry [REDACTED] (4 pages)
8. Attempt to contact witness [REDACTED]
9. Request for Witness Report from Lt. Allison SCHLOSS #239, Unit 015, to Commander Al WYSINGER
10. Witness Report of Lt. Allison SCHLOSS #239, Unit 015
11. Request for Witness Reports to Unit 214
12. Witness Report of Sgt. John LUCID #2361, Unit 214
13. Witness Report of Police Officer Gregory BARNES #18855, Unit 214
14. Witness Report of Police Officer Jacinta O' DRISCOLL #6247, Unit 214
15. 2nd Request for Witness Reports to Unit 214
16. Witness Report of Police Officer Nemad MARKOVICH #19638, Unit 214
17. Witness Report of Police Officer Joshua PURKISS #4801, Unit 214
18. Witness Report of Police Officer Derrick DENTON #19152, Unit 214
19. Request for Reports to Unit 214
20. Administrative Proceeding Rights/ Notification of Charges/ Allegations of Police Officer David GREENWOOD #15128, Unit 214
21. Waiver of Counsel/ Request to Secure Counsel of Police Officer David GREENWOOD #15128, Unit 214
22. Report of Police Officer David GREENWOOD #15128, Unit 214
23. Administrative Proceeding Rights/ Notification of Charges/ Allegations of Police Officer Chad BAUMAN #15110, Unit 214
24. Waiver of Counsel/ Request to Secure Counsel of Police Officer Chad BAUMAN #15110, Unit 214
25. Report of Police Officer Chad BAUMAN #15110, Unit 214
26. Administrative Proceeding Rights/ Notification of Charges/ Allegations of Police Officer Aaron CUNNINGHAM #15522, Unit 214
27. Waiver of Counsel/ Request to Secure Counsel of Police Officer Aaron CUNNINGHAM #15522, Unit 214
28. Report of Police Officer Aaron CUNNINGHAM #15522, Unit 214
29. Administrative Proceeding Rights/ Notification of Charges/ Allegations of Police Officer Richard ALVAREZ #6265, Unit 214
30. Waiver of Counsel/ Request to Secure Counsel of Police Officer Richard ALVAREZ #6265, Unit 214
31. Report of Police Officer Richard ALVAREZ #6265, Unit 214